

No. 10032-4Lab-73/33907.—In pursuance of the provisions of section 17 of the Industrial Dispute Act, 1947 (Act. No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the presiding Officer, Industrial Tribunal, Haryana, Faridabad in respect of the dispute between the workmen and the management of M/s Rattan Chand Harjas Rai, (Moulding) (P) Ltd., Faridabad.

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA, FARIDABAD

Reference No. 72 to 1973

Between

Shri Sohan Lal workman and the management of M/s Rattan Chand Harjas Rai, (Moulding) (P) Ltd. Faridabad.

Present—

Nemo for the workman.

Shri R. C. Sharma, for the management.

AWARD

Shri Sohan Lal concerned workman was in the service of M/s Rattan Chand Harjas Rai (Moulding) (P) Ltd., Faridabad as a Turner. His services were allegedly terminated by the management with effect from 13th September, 1972. He raised a demand for reinstatement but without success. This gave rise to an industrial dispute and the matter was taken up for conciliation.

On receipt of the failure report from the Conciliation Officer, the Governor of Haryana, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the dispute for adjudication to this Tribunal,— vide order No. JD/ID/73/19449, dated 9th June, 1973.

Whether the termination of services of Shri Sohan Lal was justified and in order? If not, to what relief is he entitled?

Usual notices were given to the parties. The notices issued to the workman at the address given in the demand notice which forms part of the reference has been received back with the report that he had left the place without leaving further address. The management has taken the plea that, as a matter of fact, this workman had submitted his resignation on 13th September, 1972 which was duly accepted on 14th September, 1972 and he was paid his full dues including an exgratia payment equal to his wages for 21 days.

Shri R.C. Sharma, authorised representative has made his statement on oath to the above effect which finds further support in the resignation Exhibit M.1 of the workman and the letter Exhibit M-2 received by the management from his union asking for the acceptance of the resignation.

In view of the above, no further proceedings are called for in the case and the award is accordingly made holding that the workman concerned having voluntarily submitted his resignation and received payment of his dues. There was no dispute left between the parties and he is not entitled to any relief. In the circumstance—there shall be no order as to costs.

Dated the 24th September, 1973.

O. P. SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 1107, dated 24th September, 1973.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Dispute Act, 1947. [

O. P. SHARMA,

Dated the 24th September, 1973

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

S. N. BHANOT,

Commissioner for Labour and Employment,
and Secretary to Government, Haryana.